

March 22, 2007

Dave Irish, CPA  
Director of Finance  
County of Sacramento  
700 H Street  
Sacramento, California 95814

Dear Director Irish:

In follow-up to discussions you have had with Linda Fiack, the Delta Protection Commission (Commission) hereby requests the transfer of funds held by the County of Sacramento, in the Delta Advisory Planning Council (DAPC) Fund, to the Commission. It is the understanding of the Commission that the balance of the fund is approximately \$56,000. As you have requested, the following is background information relative to this transaction.

The Delta Protection Act (Act) was enacted in 1992 in recognition of the increasing threats to the resources of the Primary Zone of the Delta from urban and suburban encroachment having the potential to impact agriculture, wildlife habitat, and recreation. Pursuant to the Act, a Land Use and Resource Management Plan (Management Plan) for the Primary Zone was completed and adopted by the Commission in 1995.

The Management Plan sets out findings, policies, and recommendations in the areas of environment, utilities and infrastructure, land use, agriculture, water, recreation and access, levees, and boating. As mandated by the Act, the policies of the Management Plan are incorporated in the General Plans of local entities having jurisdiction within the Primary Zone, including the five Delta Counties: Sacramento, Contra Costa, Solano, San Joaquin, and Yolo.

As specifically provided for in the Act, the 23-member Commission includes representatives from: the Board of Supervisors from each of the five Delta counties (listed above); the north, south, west and central Delta reclamation districts; the Sacramento Area Council of Governments, San Joaquin Council of Governments, and Association of Bay Area Governments; high level State leaders from the Departments of Fish and Game, Parks and Recreation, Boating and Waterways, Water Resources, Food and Agriculture, and State Lands Commission; the Delta representative on the Bay-Delta Authority; and residents of the Delta representing agriculture, recreation, and environmental interests. A roster is attached for your reference.

In essence, the Commission replaced the DAPC that was created in 1972 pursuant to a Joint Exercise of Powers Agreement between the same five counties now represented on the Commission. As you know, having reviewed the Agreement, it calls for return of funding contributions to the participating counties upon dissolution. Because the funds were never formally returned to the counties (absent a formal resolution to do so) it has been determined to be appropriate to return the funding to the counties through their membership on the Commission, which has the same core role and responsibilities in the Delta as DAPC prior to its dissolution.

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The efforts of your office, Supervisor Don Nottoli (a member of the Commission), and Roberta Goulart (former DAPC representative) to facilitate the transfer of funds, as noted herein, are appreciated. Please continue to call upon Linda Fiack if you need further assistance to make this a timely transaction.

Sincerely,

Mike McGowan  
Chair

Attachment

cc: Don Nottoli  
Linda Fiack